

House Calendar No. 176

108TH CONGRESS
2D SESSION

H. CON. RES. 414

[Report No. 108–485]

Expressing the sense of the Congress that, as Congress recognizes the 50th anniversary of the *Brown v. Board of Education* decision, all Americans are encouraged to observe this anniversary with a commitment to continuing and building on the legacy of *Brown*.

IN THE HOUSE OF REPRESENTATIVES

MAY 4, 2004

Mr. CONYERS (for himself, Mr. SENSENBRENNER, Mr. PAYNE, Ms. LORETTA SANCHEZ of California, Mr. HASTERT, Ms. PELOSI, Mr. BLUNT, Mr. HYDE, Mr. COBLE, Mr. BERMAN, Mr. SMITH of Texas, Mr. GOODLATTE, Mr. NADLER, Mr. GALLEGLY, Mr. SCOTT of Virginia, Mr. CHABOT, Mr. WATT, Mr. JENKINS, Ms. LOFGREN, Mr. BACHUS, Mr. HOSTETTLER, Ms. JACKSON-LEE of Texas, Mr. KELLER, Ms. WATERS, Ms. HART, Mr. DELAHUNT, Mr. PENCE, Mr. WEXLER, Mr. FORBES, Ms. BALDWIN, Mr. FEENEY, Mr. WEINER, Mr. SCHIFF, Ms. LINDA T. SÁNCHEZ of California, Mr. SHIMKUS, Mrs. JONES of Ohio, Mr. FARR, Mr. McDERMOTT, Mr. TIERNEY, Ms. WATSON, Mr. MEEKS of New York, Mr. ISRAEL, Mr. MORAN of Virginia, Mr. WOLF, Mr. CASTLE, Mr. GOODE, Mr. WILSON of South Carolina, Ms. ROS-LEHTINEN, Mr. MORAN of Kansas, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MENENDEZ, Ms. KAPTUR, Mr. ROTHMAN, Mr. SANDERS, Ms. LEE, Mrs. MALONEY, Mr. HOFFEL, Mr. STARK, Ms. MAJETTE, Mr. BECERRA, Mr. SCHROCK, Mr. DOGGETT, Mr. DEMINT, and Mr. MOORE) submitted the following concurrent resolution; which was referred to the Committee on the Judiciary

MAY 12, 2004

Additional sponsors: Ms. BERKLEY, Mr. DELAY, Mr. GREENWOOD, Mrs. BLACKBURN, Mr. CARTER, Mr. FLAKE, Mrs. JO ANN DAVIS of Virginia, Mr. RYUN of Kansas, Mr. COX, Mr. CANTOR, Mr. TOM DAVIS of Virginia, Mr. BROWN of South Carolina, and Ms. PRYCE of Ohio

MAY 12, 2004

Referred to the House Calendar and ordered to be printed

CONCURRENT RESOLUTION

Expressing the sense of the Congress that, as Congress recognizes the 50th anniversary of the *Brown v. Board of Education* decision, all Americans are encouraged to observe this anniversary with a commitment to continuing and building on the legacy of *Brown*.

Whereas on May 17, 1954, the United States Supreme Court announced in *Brown v. Board of Education* (347 U.S. 483) that, “in the field of education, the doctrine of ‘separate but equal’ has no place”;

Whereas the *Brown* decision overturned the precedent set in 1896 in *Plessy v. Ferguson* (163 U.S. 537), which had declared “separate but equal facilities” constitutional and allowed the continued segregation of public schools in the United States on the basis of race;

Whereas the *Brown* decision recognized as a matter of law that the segregation of public schools deprived students of the equal protection of the laws under the Fourteenth Amendment to the Constitution of the United States;

Whereas the *Brown* decision stood as a victory for plaintiff Linda Brown, an African American third grader who had been denied admission to an all white public school in Topeka, Kansas;

Whereas the *Brown* decision stood as a victory for those plaintiffs similarly situated to Linda Brown in the cases that were consolidated with *Brown*, which included *Briggs v. Elliot* (103 F. Supp. 920), *Davis v. County School Board* (103 F. Supp. 337), and *Gephardt v. Belton* (91 A.2d 137);

Whereas the Brown decision stood as a victory for those that had successfully dismantled school segregation years before Brown through legal challenges such as Westminster School District v. Mendez (161 F.2d 774), which ended segregation in schools in Orange County, California;

Whereas the Brown decision stands among all civil rights cases as a symbol of the Federal Government's commitment to fulfill the promise of equality;

Whereas the Brown decision helped lead to the repeal of "Jim Crow" laws and the elimination of many of the severe restrictions placed on the freedom of African Americans;

Whereas the Brown decision helped lead to the enactment of the Civil Rights Act of 1964, which prohibits discrimination on the basis of race, religion, or national origin in workplaces and public establishments that have a connection to interstate commerce or are supported by the State;

Whereas the Brown decision helped lead to the enactment of the Voting Rights Act of 1965 which promotes every American's right to participate in the political process;

Whereas the Brown decision helped lead to the enactment of the Fair Housing Act of 1968 that prohibits discrimination in the sale, rental, and financing of dwellings, and in other housing-relating transactions, on the basis of race, color, national origin, religion, sex, familial status, or disability; and

Whereas in 2004, the year marking the 50th anniversary of the Brown decision, inequalities evidenced at the time of such decision have not been completely eradicated: Now, therefore, be it

1 *Resolved by the House of Representatives (the Senate*
2 *concurring)*, That the Congress—

3 (1) recognizes and celebrates the 50th anniver-
4 sary of the Brown v. Board of Education decision;

5 (2) encourages all Americans to recognize and
6 celebrate the 50th anniversary of the Brown v.
7 Board of Education decision; and

8 (3) renews its commitment to continuing and
9 building on the legacy of Brown with a pledge to ac-
10 knowledge and address the modern day disparities
11 that remain.

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